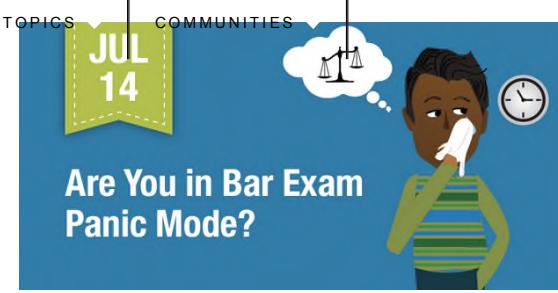


Exhibit D



3.8k

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1

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Now, however, it appears that ExamSoft has only worsened the situation for students.

The company's technical glitch prevented students across the country from uploading their essays Tuesday night.

ExamSoft claimed on Twitter (<https://twitter.com/ExamSoft/status/494254673830739968>) its servers were clogged and recommended that students attempt to manually upload the essays every 30 minutes.

Many of the students affected took to Twitter to vent their frustrations, some dubbing it "barghazi" (<https://twitter.com/hashtag/barghazi?src=hash>), while others commiserated in online forums (<http://www.top-law-schools.com/forums/viewtopic.php?f=41&t=233791>).

Here's a small sampling of what happens when you piss off sleep-deprived, anxiety-riddled, soon-to-be-lawyers:

 **lawvococonut**
@Lawvocado Follow

Friend posted this morning: "we're all in the same boat. Too bad it's the Titanic."

So **#ExamSoft** is the Titanic, right?

7:31 PM - 29 Jul 2014

11 RETWEETS 14 FAVORITES

 **Jeff Monahan**
@monahan00 Follow

#ExamSoft with the biggest technical SNAFU since the Superbowl lights went out

7:15 PM - 29 Jul 2014

3 RETWEETS 3 FAVORITES

 **OverWorked, esq**
@Barred_inCharge Follow

You know who failed the bar exam? ExamSoft.
#barexam #examsoft

6:45 PM - 29 Jul 2014

27 RETWEETS 34 FAVORITES



School of Doodle is every girl's dream high school

(/entertainment/school-of-doodle-kickstarter/)

102 At School of Doodle, "exercising your imagination can quite possibly change your life."

By [Audra Schroeder](#) ([/authors/audra-schroeder/](#)) —

July 29, 2014



Are video games leveling up or dumbing down education?

(/lifestyle/education-gamification-classroom-video-games/)

231 A growing legion of skeptics fear the rush to transform education into a video arcade may be nothing more than a distraction.

By [Aaron Sankin](#) ([/authors/aaron-sankin/](#)) —

March 06, 2014





3.8k

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Follow



Are the folks at [#examsoft](#) the same who did the Obamacare website?

8:07 PM - 29 Jul 2014

12 RETWEETS 14 FAVORITES

**Jeff Monahan**

@monahan00

Follow

It's hysterical how stressed people are getting about [#ExamSoft](#). Joke's on you - I already failed! [#barprep](#)

7:26 PM - 29 Jul 2014

1

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**Lawl Baker**

@Lawlbaker

Follow

When you've fucked uploading the bar exam in all fifty states, it's time to stop making state-specific announcements [#examsoft](#)

7:06 PM - 29 Jul 2014

2 RETWEETS 4 FAVORITES



Legal threats have piled up faster than you can say “class-action lawsuit.”

**Kaitlin Marsh Blake**

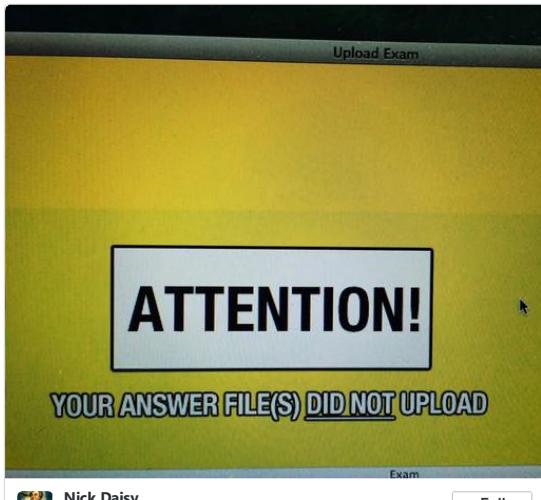
@kaitmmarsh

Follow

Class action lawsuit for intentional infliction of emotional distress? [#examsoft](#)

7:11 PM - 29 Jul 2014 Kansas, USA, United States

2 RETWEETS 8 FAVORITES

**Nick Daisy**

@NickdaisyDaisy

Follow

Is [#examsoft](#) a tangible good? I need to know whether to pursue my claim under the common law or UCC.



TOPICS Simon Roberts
@simonsays927

Follow



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@monahan00 "Who do we have to sue around here to get this thing uploaded?" #examsoft

7:51 PM - 29 Jul 2014

3 RETWEETS 3 FAVORITES



Uju O. @Ok_Uju

30 Jul

Lol at that time #examsoft pissed off thousands of soon to be lawyers. With their powers combined, they are... getting around that waiver.



Charlotte Stewart

@carolinguia

Follow

@Ok_Uju @barpreplife Adhesion contracts are void as against public policy #examsoft Also, breach of implied warranty of merchantability?

6:42 PM - 29 Jul 2014

2 RETWEETS 6 FAVORITES

1

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Nick Daisy

@NickdaisyDaisy

Follow

Truth is a defense to defamation, right? Ok, good.

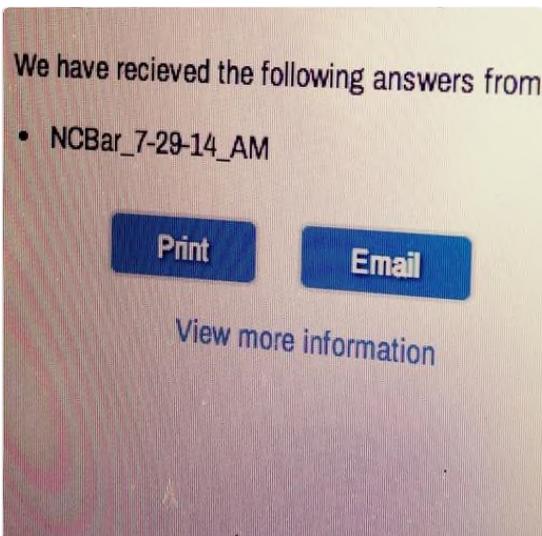
Then let it be known:

#examsoft SUCKS.

#barexam2014

6:28 PM - 29 Jul 2014

Even when the software worked as intended, it still managed to fall short:



Satie
@satiem

Follow

Hey @examsoft you spelled "received" wrong. #examsoft



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Shares

ExamSoft has been in damage control for hours. It offered a hashtaged apology and pledged to post real-time updates about “possible extensions,” the keyword being “possible.” So far, students in Oklahoma, Tennessee, Pennsylvania, West Virginia, Maryland, New York, Ohio, and Missouri have been granted extensions. The status for students in states like Oregon, however, remains unclear.



Follow

Hey **#barexam** takers - we hear you and apologize for the uploading issues. We're posting all new news in real-time re: possible extensions

8:05 PM - 29 Jul 2014

1

Share



Follow

If SoftTest has stopped trying to automatically upload, your answers are still on your computer - not gone. **#barexam**

7:09 PM - 29 Jul 2014

11 RETWEETS 1 FAVORITE



Truly, hell hath no fury like a batch of potential lawyers scorned.

ExamSoft did not respond to a request for comment at press time, and its customer service line has been busy for hours.

Photo by frankjuarez

(<https://www.flickr.com/photos/frankjuarez/>) *Flickr (CC BY-SA 2.0)*

31 comments

livefyre

(<http://livefyre.com>)

Sign in

13 people listening



0 0



Newest | Oldest



Leslie H. McCurdy (<http://www.facebook.com/profile.php?id=1708348613>) (<http://www.facebook.com/profile.php?id=1708348613>) 6 days ago

Oh poor poor aspiring useless appendages....

Like Reply



Sergio Cortes (<http://www.facebook.com/profile.php?id=781729273>) (<http://www.facebook.com/profile.php?id=781729273>) 6 days ago

Good thing I'm a theater/marketing major lol

3.8k
Shares ↗

TOPICS	COMMUNITIES	Like	Reply
Luke Garrett (http://www.facebook.com/profile.php?id=202700227) (http://www.facebook.com/prof.php?phid=202700227&id=202700227)			
<p>If that happened to me after the texas bar I think my heart would have exploded. After New Mexico's I could have been patient but still angry. Not angry enough to twatter about it though.</p>			
Like Reply			
 Michael Sowell (http://www.facebook.com/profile.php?id=1004621698) (http://www.facebook.com/prof.php?phid=1004621698&id=1004621698) 6 days ago			
<p>What? Is there a lawyer shortage or something?</p>			
1 Like Reply			
 Josh Hammons (http://www.facebook.com/profile.php?id=100000747138163) (http://www.facebook.com/profile.php?id=100000747138163) 6 days ago			
<p>Thankfully I took it in February and not now</p>			
Like Reply			
 James Ragain (http://www.facebook.com/profile.php?id=513331516) (http://www.facebook.com/prof.php?phid=513331516&id=513331516) 6 days ago			
<p>Open book test.</p>			
Like Reply			
 Remmy Vazquez (http://www.facebook.com/profile.php?id=750569080) (http://www.facebook.com/prof.php?phid=750569080&id=750569080) 6 days ago			
<p>What do you mean? They meant the answers people have put as their choice. Not a key.</p>			
Like Reply			
 Simon (()) wait, this is a good news stories:			
<p>there are slightly fewer lawyers than there would be if examsoft hadn't f*cked up.</p>			
Like Reply			
 James Ragain (http://www.facebook.com/profile.php?id=513331516) (http://www.facebook.com/prof.php?phid=513331516&id=513331516) 7 days ago			
<p>"The answers are still on your computer". Direct quote from the company. Every person that does not get 100% now is lazy.</p>			
Like Reply			
 Andrew Kotcher (http://www.facebook.com/profile.php?id=546702538) (http://www.facebook.com/prof.php?phid=546702538&id=546702538) 7 days ago			
<p>Aww how can you feel bad about pissed off lawyers? They are ruining america , not all but enough.</p>			



3.8k
Shares ↗

TOPICS

COMMUNITIES

Like Reply



Travis Britton (<http://www.facebook.com/profile.php?id=1591260072>)
(<http://1591260072.ok.com/profile.php?id=1591260072>)
7 days ago

Yeah, I had a lot of friends who couldn't get uploaded. Also, WV bar had a fire alarm right before the exam started haha

Like Reply



John Kitchings (<http://www.facebook.com/profile.php?id=100000076292522>)
(<http://www.facebook.com/profile.php?id=100000076292522>)
7 days ago

Emmm, that's sadistic. After all that studying and wok for three years and then you have a technical glitch. I'm soo old
Emmm that in 1986 when I took it, manual was the only option for submission. LOL!
I write faster than I type, thank God I'm a dinosaur. There's nothing worse than a recent law graduate they think that they know everything. I can't understand why students are walking around with test books, we had to turn ours in at the same time when they clock expired. Eight hours of writing essay answers, sheesh. I don't miss it.

1
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Email

Like Reply



Joel JoJo Maiuri (<http://www.facebook.com/profile.php?id=100000216355299>)
(<http://www.facebook.com/profile.php?id=100000216355299>)
7 days ago

I somehow read that as "Just wait until you see these pissed off twats"

Like Reply



Mike Leavy (<http://www.facebook.com/profile.php?id=100001411596317>)
(<http://www.facebook.com/profile.php?id=100001411596317>)
7 days ago

GOOD!

Like Reply



Emmett Sims (<http://www.facebook.com/profile.php?id=685081572>)
(<http://www.facebook.com/profile.php?id=685081572>)
7 days ago

John your thoughts, Counselor?

Like Reply



Jennifer Dennis (<http://www.facebook.com/profile.php?id=1266764085>)
(<http://www.facebook.com/profile.php?id=1266764085>)
7 days ago

Oh my

Like Reply



Courtney Young (<http://www.facebook.com/profile.php?id=9606668>)
(<http://www.facebook.com/profile.php?id=9606668>)
7 days ago



(1)

TOPICS COMMUNITIES
 Oh. Muh. Gawd. I would be flipping the hell out. ExamSoft is a joke and has been stressing out law students since their first 1L final. Seriously hoping this somehow didn't happen to all my friends taking the bar!

3.8k

Shares

Like Reply



Yegor Rowan (<http://www.facebook.com/profile.php?id=1092847700>) (<http://www.facebook.com/profile.php?id=1092847700>) 7 days ago

That's disgusting.

Like Reply



Bill Reiland (<http://www.facebook.com/profile.php?id=1391691197>) (<http://www.facebook.com/profile.php?id=1391691197>) 7 days ago

That sucks!

Like Reply

1

Share



Stacy Burr Norton (<http://www.facebook.com/profile.php?id=1098639644>) (<http://www.facebook.com/profile.php?id=1098639644>) 7 days ago

Horror story. I'm sleeping with the light on tonight.

Like Reply

(mailto:? subject=Check
from dailydot.com)

Gavin Pearce (<http://www.facebook.com/profile.php?id=1053447021>) (<http://www.facebook.com/profile.php?id=1053447021>) 7 days ago

They should be stressed. Their getting a license to take more per hour than should be legally allowed for being often incompetent. The bar should be more difficult. Just my opinion.

Like Reply

Dasha Kr

6 days ago

Have you taken the bar exam? Do you have any clue what you're talking about? Unless you took the exam and passed it, you don't get to say anything about how much more difficult it should be.

2 0 Like Reply



Katie C.

6 days ago

(1) The legal field is a highly specialized area of work. We -- meaning lawyers and law students (I'm speaking as one of the unfortunate people who encountered the exam upload failure) have people's financial lives in our hands in many cases and sometimes, their literal, breathing LIFE. Why in the world should we be paid less than a doctor? Which, btw, we are.

(2) One "billed" hour, if done ethically and accurately can actually be well over an hour in real time. For example, I am NOT ALLOWED to charge a client for the time I spend researching a new area of law





3.8k

Shares ↗

TOPICS

because a seasoned vet attorney wouldn't
 COMMUNITIES have to. So, you actually get way more
 service than you pay for.



1

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subject=Check

Send Email

(3) One hour's worth of fees will not cover the cost of one book for most beginning attorneys. The books that we desperately need to properly concur research for unappreciative clients, such as yourself. Further, most attorneys can make one student loan payment off of that one hour they billed you for.

(4) Many cases are based on contingency fees. This means that an attorney can work on a case for literally 500 hours and never see a dime for it.

(5) You certainly always have the option to not see kelp from an attorney. The bar exam questions come from idiots that "knew it all" and ultimately just, messed it all up. Go ahead. Please go fail to record a deed so there is one more MBE question for me, and you are forced to go put some money in a struggling attorney's pocket.

Signed,

Someone who was almost homeless because people don't see the worth until they've screwed up, and can't afford help when they realized how epically up shot creek they truly are.

Like Reply



Katie C.

6 days ago

0 And *can't make a single payment off of one hour billed.

Like Reply



Doug Hall (<http://www.facebook.com/profile.php?http://100007875098836>)
 (<http://www.facebook.com/profile.php?id=100007875098836>)

7 days ago

Wow

Like Reply



Bryan Perryman Sr. (<http://www.facebook.com/profile.php?http://100000539424247>)
 (<http://www.facebook.com/profile.php?id=100000539424247>)

7 days ago

Pissed tweets? Gross....

1 (0) Like Reply



Stephanie Bollar (<http://www.facebook.com/profile.php?http://100006386700311>)
 (<http://www.facebook.com/profile.php?id=100006386700311>)

7 days ago

Damn shame

Like Reply



Jeff Schwartz (<http://www.facebook.com/profile.php?id=617948247>)
(<http://www.facebook.com/friend.php?fbid=17046827>) 7 days ago

3.8k

Shares

Like Reply



Katie C. 6 days ago

No. Apparently our essays are hidden in a magical folder somewhere on each, individual computer. In the event that we are not able to upload, our computers will be raised by IT guys, and the exams will be pieces together. Even if pulled from computer in bits of binary.

Like Reply

1

Share



Crystal Penrose (<http://www.facebook.com/profile.php?id=603976360>)
(<http://www.facebook.com/friend.php?fbid=170468276360>) 7 days ago

Yeah as if they aren't all stressed enough as it is.

1 Like Reply



Steve Antunez (<http://www.facebook.com/profile.php?id=100002767467383>)
(<http://www.facebook.com/profile.php?id=100002767467383>) 7 days ago

Smh

Like Reply

TRENDING ARTICLES



(/lol/mom-twins-bed-time-lapse-video/)



(/lifestyle/pass-out-challenge/)



(/lol/apparently-kid-noah-ritter-interview/)

This time-lapse of a mom putting her twin boys to bed is the world's best birth control

3.8k
Shares

(/lol/mom-twins-bed-timelapse-video/) By [Mike Jaworski](#) — August 04 7.9k
And you thought one child was

The pass-out challenge has teens knocking themselves out on purpose

(/lifestyle/pass-out-challenge/) By [Kenna Anyoku](#) — August 04 2.9k
Teens are embracing a new and

'Apparently Kid' steals the show during local county fair interview

(/lol/apparently-kid-noah-ritter-interview/) By [Michelle Jaworski](#) — August 05 2.8k
He's already more exciting than

LATEST ◉ (/LATEST/)



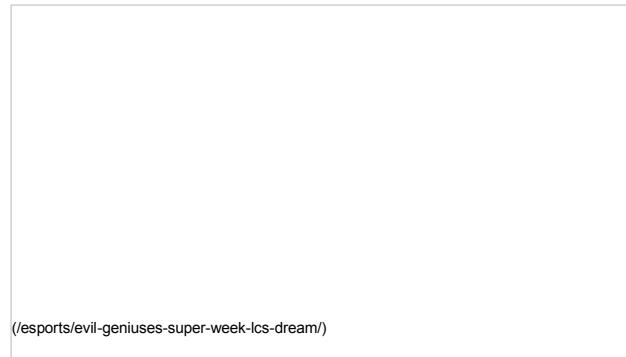
(/politics/us-new-national-security-leaker-edward-snowden/)
A 'second Snowden' is leaking secret U.S. documents
August 05 24
(/politics/us-new-national-)



(/crime/ddos-real-time-map-world/)
This map lets you watch DDoS attacks in real time
(/crime/ddos-real-time-map-world/ August 05 3



(/technology/apple-iphone-event-september-9/)
Apple's iPhone 6 will be unveiled Sept. 9
(/technology/apple-iphone-event-september-9/ August 05 11



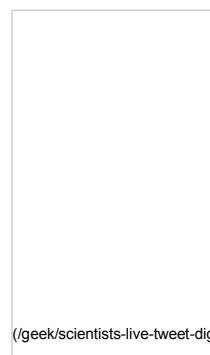
(/esports/evil-geniuses-super-week-lcs-dream/)
A look back at Evil Geniuses' 'dream' Super Week

(/esports/evil-geniuses-super-week-lcs-dream/)
It was a disappointing season. But this week, Evil Geniuses' were on a mission to have their first ever perfect superweek.

By [William Turton](#) — August 05

1

GEEK ◉ (/TOPICS/GEEK/)

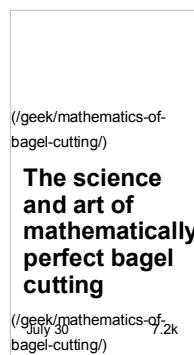


(/geek/scientists-live-tweet-dig/)

Scientists are live-tweeting a major fossil dig in Wyoming

(/geek/scientists-live-tweet-dig/)

Watch a fossil dig from the comfort of your



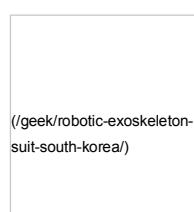
(/geek/mathematics-of-bagel-cutting/)
The science and art of mathematically perfect bagel cutting
(/geek/mathematics-of-bagel-cutting/ July 30 7.2k



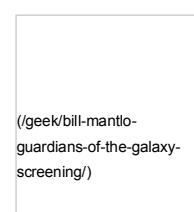
(/geek/ant-man-janet-van-dyne/)
Marvel unceremonious snuffs out female founding member of Avengers team
(/geek/ant-man-janet-van-dyne/ July 30 2.2k



(/geek/sean-bean-ama-jon-snows-parents/)
Sean Bean reveals more clues about Jon Snow's parents on 'Game of Thrones'
(/geek/sean-bean-ama-jon-snows-parents/ August 05 10



(/geek/robotic-exoskeleton-suit-south-korea/)
(/geek/bill-mantlo-guardians-of-the-galaxy-screening/)



(/geek/star-wars-rebels-expedited-preview/)

computer. (/)

TOPICS COMMUNITIES

By [Melissa Fesenden](#) () — August 05 11

South Korea is developing a super-strong robotic exoskeleton 7

Marvel holds private 'Guardians of the Galaxy' screening for Rocket

You can watch the first 7 minutes of 'Star Wars: Rebels' right

3.8k

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3.7k

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✉ (mailto:?)
subject=Check